

USSN: 09/658,209
Attorney Docket No.: 062788-5093-US

REMARKS

Double Patenting

Although Applicants do not necessarily agree with the Examiner's reasoning for the double patenting rejection articulated in the October 7, 2004 office action, in order to expedite prosecution, Applicants hereby enclose a Terminal Disclaimer that disclaims the terminal part of any patent granted on the instant application which would extend beyond the expiration date of United States Patent number 5,997,476.

Conclusion

In light of the above remarks and the accompanying Terminal Disclaimer, the Applicant respectfully requests that the Examiner reconsider this application with a view towards allowance. The Examiner is encouraged to call the undersigned attorney at (650) 843-7504, if a telephone call will help resolve any remaining issues.

No fee is believed due in connection with this Amendment. However, the Commissioner is hereby authorized to charge any required fees or credit any overpayments to Morgan, Lewis & Bockius LLP's deposit account no. 50-0310 (order no. 062788-5093-US). A copy of this paper is enclosed.

Date: 11/04, 04

Respectfully submitted

37,078

(Reg. No.)

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